

Other Important 2008 Metrics		
	Q4	Q1-Q4
Number of cases assigned	5,939	26,154
Number of clients assigned	5,393	21,006
Number of clients screened	2,484	9,969
Percent of clients screened	46%	47%
Number of promissory notes issued	2,128	6,839
\$ amount of promissory notes issued	242,916	926,021
Number of expert funding requests Received	501	2,047
Number of expert requests Denied by OPD	29	133

Other Notable Items

In 2008, OPD coordinated and sponsored major Continuous Legal Education (CLE) trainings, including: three day Trial Advocacy intensive training; Adolescent Brain Development (full day); Cross Examination Techniques (full day).

Meetings occurred with Assigned Counsel panel attorneys, include CLEs. Regular meetings have continued with assigned counsel panel attorneys. In 2008, quarterly meetings started in July, including "brown bag" CLE training.

King County Budget Office has submitted a request for State funds under the Extraordinary Criminal Justice Cost Act, for reimbursement of aggravated murder case costs to King County. OPD assisted with this application. Total OPD costs for 2008 aggravated murder cases was \$2.2M.

In 2008, OPD revised Expert Funding Policies and Procedures and the Assigned Counsel Panel Policies and Procedures. These revisions included streamlining invoicing and payment processes, which has met with substantial approval by the vendors and stakeholders.

OPD, DCHS and OMB worked collaboratively with public defense contractors and KCBA to examine the public defense payment model, pursuant to a KCC budget proviso. A report has been transmitted to Council summarizing the work, which would impact public defense budgets.

King County Council passed an ordinance changing the public defense contract cycle, with contract periods to run July 1 to June 30, rather than calendar basis. 2008 contracts were extended until the start of the first such contracts in 2009.

2008 Business Plan Performance Measures								
Measure	Status	Hist Avg	07 Target	4Q07 YTD Act	08 Target	4Q08 YTD Act	Bench mark	
Variance in Felony Caseload	⬇	1.3%	0.0%	0.0%	≤ 0%	-15.2%		
Variance in Misdemeanor Caseload	⬇	1.6%	0.0%	0.0%	≤ 0%	-7.3%		
Variance in Juvenile Caseload	⬆	-5.3%	0.0%	0.0%	≤ 0%	0.0%		
Variance in Dependency Caseload	⬇	2.8%	0.0%	7.2%	≤ 0%	1.4%		
Average days to in custody felony assignment	⬆	NA	NA	NA	≤ 1 day	0.7		
Average days to out of custody felony assignment	⬆	NA	NA	NA	≤ 5 days	3.4		
% of cases where defendant is contacted by agency within 1 day (in custody) or 5 days (out of custody)	--	NA	100.0%	annual	100.0%	annual		
Number of complaints received and % determined to be valid	⬇	NA	NA	NA	100 / 0%	93 / 3%	-- / 10%	

Other Performance Measures							
Variance in COC Caseload	⬇	NA	0.0%	36.7%	≤ 0%	3.6%	
Variance in ITA Caseload	⬇	NA	0.0%	8.2%	≤ 0%	10.8%	
Variance in Becca Caseload	⬆	NA	NA	NA	≤ 0%	-27.8%	

Division Director's Message

COC credits are lower in 2008 than in 2007, but higher than the contract levels, due to court expansion after contract budgets were set for 2008.

Becca 2007 assigned counsel attorneys were relied on heavily, due to uncertainty in contracting throughout much of the year. 2008 contracts meant fewer cases were assigned to assigned counsel.

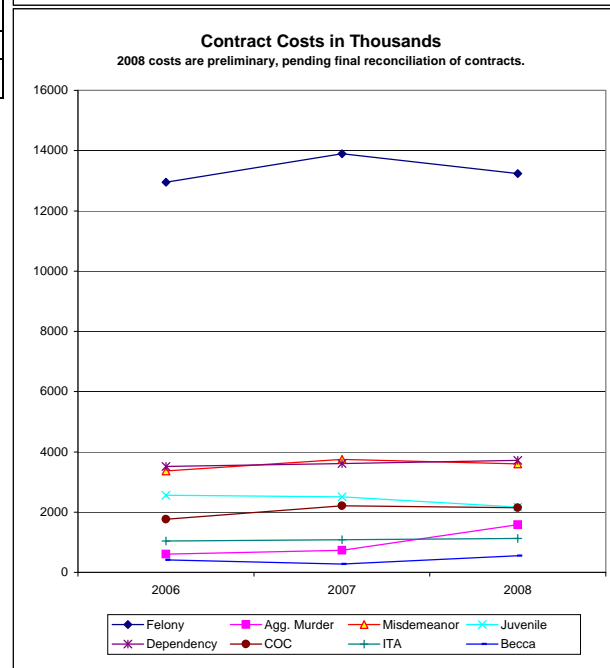
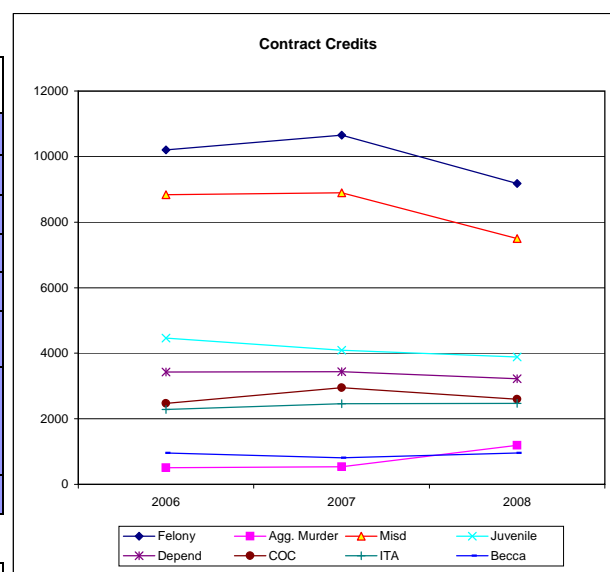
2008 Misdemeanor caseload was 7.3% below the 5% contract variance. PAO indicates a substantial backlog in misdemeanor and DUI filings. OPD is analyzing this backlog to adjust projections for 2009-2010 contracts.

Felony caseload projections for 2009-2010 contracts have taken into account the shortfall in felony filings in 2008 compared to 2007. Some, but not all, of this shortfall is attributable to the PAO revised Filing and Disposition Standards (FADS).

Complex caseload (aggravated murder, including death penalty) in 2008 was 198% of the budgeted case credits. This was especially due to unanticipated increase in cases filed at the end of the 2007 and beginning of 2008.

Assigned Counsel payments in 2008 billing cycle included a large number of previously pending major felony cases. Cases generally are paid at closing, which may include work for previous year assigned cases.

The Court of Appeals decided *Bellevue School Dist. v. E.S.* which will likely increase defense costs in truancy cases. The Juvenile Court, Public Defense, School Districts and PAO have been exploring options. OPD is evaluating impacts for 2009-2010 caseload projections.



Improving/Target Achievable = ⬆
Watch/Target at risk = ⬇
Unfavorable trend/Target not attainable = ⬇